# Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main United States Bankruptcy Court Northern District of Illinois Eastern Division Voluntary Petiti

**Voluntary Petition** 

Name of Debtor (if individual, enter Last, F			Name o	Name of Joint Debtor (Spouse) (Last, First, Middle)					
Dubose, Mit	chell James			Troope, Linda, Faye					
All Other Names used by the Debtor in the and trade names):	last 8 years; (include mar	ried, maiden	All Oth maide	All Other Names used by the Joint Debtor in the last 8 years; (include married, maiden and trade names):					
Last four digits of Soc. Sec. or Individual-Ta (if more than one, state all) * Subject to Fed F ***_**_747		•	e all) * Subject	to Fed R. Bankr.	r I.D. (ITIN) No./Complete EIN P.9037. See note below.				
Street Address of Debtor (No. & Street, Cit	Street	Address of Joir	nt Debtor (No.	& Street, City	, and State):				
1830 Hovland Court			183	0 Hovlaı	nd Cour	+			
<b>Evanston IL</b>	0201	11	nston IL		•	60201			
County of Residence or of the Principal Pla	ace of Business:		County	of Residence	or of the Princ	ipal Place of I	Business:		
CO	OK					соок			
Mailing Address of Debtor (if different from	Mailing	Address of Jo	int Debtor (if c	lifferent from s	treet address):				
Location of Principal Assets of Business D	ebtor (if different from stre	et address ab	ove):						
Type of Debtor (Form of Organization) (Check one box)	Nature of Bus		Chap	ter of Bankrup	otcy Code Un	der Which th	e Petition is Filed (Check one b		
■ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form	☐ Heath Care Busines		■ Ch	napter 7		☐ Chapter	15 Petition for Recognition		
	Single Asset Real E		l <u> </u>	napter 9			eign Main Proceeding		
☐ Corporation (includes LLC & LLP)	defined in 11 U.S.C Railroad	101 (516)		napter 11 napter 12		☐ Chapter	15 Petition for Recognition		
☐ Partnership	Stockbroker		_	☐ Chapter 13 of a Foreign Nonmain Proceeding					
Other (If debtor is not one of the	Commodity Broker			Nature of Debts (Check one Box)					
above entities, check this box and state type of entity below.)	☐ Clearing Bank☐ Other		■ Do	■ Debts are primarily consumer □ Debts are primarily business					
,	Tax-Exempt E	Entity	_	debts, defined in 11 U.S.C. debts.					
	(Check box, if app	licable.)	_	§ 101(8) as "incurred by an individual primarily for a					
	Debtor is a tax-exer organization under	•	1	rsonal, family,	•				
	United States Code Revenue Code).	(the Internal	pu	rpose."					
Filing Fee (C	<u> </u>		<u> </u>		Cha	pter 11 Debt	ors		
■ Filing Fee attached	ieck one box)			Check one box  ☐ Debtor is a small business debtor as defined in 11 U.S.C. Sec 101(51D)					
- Timing Foo ditabilities									
Filing Fee to be paid in installments (ap	'	,	–	Check if:					
signed application for the court's consic unable to pay fee except in installments	, ,			□ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affliates) are less than \$2,190,000.					
☐ Filing Fee wavier requested (applicable	to chapter 7 individuals o	only). Must	Check	Check all applicable boxes:					
attach signed application for the court's	consideration. See Officia	al Form 3B.		☐ A plan is being filed with this petition.					
				cceptances of	the plan were	solicited prep	etition from one of more classes		
Statistical/Administrative Information							This space is for court use onl		
□ Debtor estimates that funds will be ava □ Debtor estimates that, after any exemp funds available for distribution to unsec	t property is excluded and			s paid, there w	ill be no				
Estimated Number of Creditors									
1- 50- 100-	<b>1</b> ,000-		<b>]</b> 0,001	□ 25,001	<b>□</b> 50,001	Over			
49 99 199	999 5,000		5,000	50,000	100,000	100,000			
Estimated Assets									
\$0 to \$50,001to \$100,001 to \$50,000 \$100,000	\$500,001 \$1,000,001 to \$1 to \$10		50,000,001 \$100	\$100,000,001 to \$500	\$500,000,001 to \$1billion	More than \$1 billion			
Estimated Liabilities	million million	million m	nillion	million					
		\$10,000,001 \$	<b>]</b> 50,000,001	\$100,000,001	<b>5</b> 00,000,001	☐ More than			
\$0 to \$50,001to \$100,001 to \$50,000 \$100,000 \$500,000	\$500,001 \$1,000,001 to \$1 to \$10		50,000,001 5 \$100	\$100,000,001 to \$500	to \$1billion	\$1 billion			

C	ase 08-04229 Doc 1 Filed 02/25/08	Entered 02/25/08 15:02	2:06 Desc Main
Thi	Voluntary Petition Document s page must be completed and filed in every case)		Mitchell James Faye Troope
	All Prior Bankruptcy Case Filed Within Last 8 \		•
Location Where Fi		Case Number: 98-26753	Date Filed: 08/26/1998
Name of Debtor:	Pending Bankruptcy Case Filed by any Spouse, Partner, or Af	filate of this Debtor (if more than one, at Case Number:	tach additional sheet)  Date Filed:
District:		Relationship:	Judge:
forms 10K ar pursuant to 9 1934 and is r	Exhibit A leted if debtor is required to file periodic reports (e.g., and 10Q with the Securities and Exchange Commission Section 13 or 15 (d) of the Securities Exchange Act of requesting relief under chapter 11.)  It A is attached and made a part of this petition.	In the attorney for the petitioner nathat I have informed the petitioner chapter 7, 11, 12 or 13 of title explained the relief available under that I have delivered to the debtor the complete.	ibit B I whose debts are primarily consumer debts.) Immed in the foregoing petition, declare I that (he or she) may proceed under 11, United States Code, and have I each such chapter. I further certify the notice required by 11 USC § I Hernandez
		Frank C. Hernandez	Dated: 02/22/2008
Yes, a No.	ebtor own or have possession of any property that poses or is allegended and Exhibit C is attached and made a part of this petition.	bit D  ed, each spouse must complete and attach t of this petition.	
		ng the Debtor - Venue	
	(Check the Approximately Debtor has been domiciled or has had a residence, prince 180 days immediately preceding the date of this petition	cipal place of business, or principal as	
	There is a bankruptcy case concerning debtor's affiliate,	general partner, or partnership pendir	ng in this District.
	Debtor is a debtor in a foreign proceeding and has its proceeding in this District, or has no principal place of busine or proceeding [in a federal or state court] in this District, relief sought in this District.	ss or assets in the United States but is	s a defendant in an action
	Certification by a Debtor Who Reside	es as a Tenant of Residential	Property
	Landlord has a judgment against the debtor for possess following.)  (Name of landlord that obtained judgment (Address of Landlord)	ion of debtor's residence. (If box chec	ked, complete the
	Debtor claims that under applicable nonbankruptcy law, permitted to cure the entire monetary default that gave ri		
	Debtor has included in this petition the deposit with the considering of the petition.	court of any rent that would become du	ue during the 30-day
	period after the filing of the petition.  Debtor certifies that he/she has served the Landlord with	this certification. (11 U.S.C. § 362(1))	

Document **Voluntary Petition** 

Natageo8Joint3Debtor(s)

**Dubose, Mitchell James Linda Faye Troope** 

## **Signatures**

## Signature(s) of Debtor(s) (Individual/Joint)

This page must be completed and filed in every case)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

## /s/ Mitchell James Dubose Mitchell James Dubose

01/12/2008 Dated:

/s/ Linda Faye Troope **Linda Faye Troope** 

Dated:

01/12/2008

## Signature of Attorney

## /s/ Frank C. Hernandez

Signature of Attorney for Debtor(s)

## Frank C. Hernandez

Printed Name of Attorney & Bar Number Bar No: 10621034 LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH) 312.332.6354 (FAX)

Dated: 02/22/2008

### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order

Signature of Foreign Representative

Date:

Printed Name of Foreign Representative

## << Sign & Date on Those Lines

## << Sign & Date on Those Lines

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)

### Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person,or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



<sup>\*</sup> In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule

# Document Page 4 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Bankruptcy Docket #:

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

Dated:	01/12/2008	/s/ Mitchell James Dubose  Mitchell James Dubose	Sign & Date Here
I certify	under penalty of perjury t	that the information provided above is true and correct.	
doe	5. The United States trustee or s not apply in this district.	bankruptcy administrator has determined that the credit counseling require	ment of 11 U.S.C. § 109(h)
	Active military duty in a milita	ary combat zone.	
part	, ,	.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after ing in person, by telephone, or through the Internet.);	reasonable effort, to
of re	ealizing and making rational decision	J.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficie ons with respect to financial responsibilities.);	, ,
by a	4. I am not required to receive a motion for determination by the co	a credit counseling briefing because of: [Check the applicable statement.] ourt.]	[Must be accompanied
prov dea peri	dit counseling briefing within the fire vided the briefing, together with a c idline can be granted only for cause iod. Failure to fulfill these requirem	easons stated in your motion, it will send you an order approving your requests 30 days after you file your bankruptcy case and promptly file a certificate copy of any debt management plan developed through the agency. Any extension is limited to a maximum of 15 days. A motion for extension must be finents may result in dismissal of your case. If the court is not satisfied with your case may be dismissed.	from the agency that cension of the 30-day filed within the 30-day
so	ys from the time I made my reques	dit counseling services from an approved agency but was unable to obtain to st, and the following exigent circumstances merit a temporary waiver of the count. [Must be accompanied by a motion for determination by the court.] [Sumn [Su	credit counseling requirement
pe a c	rforming a related budget analysis, copy of a certificate from the agenc e agency no later than 15 days afte	, but I do not have a certificate from the agency describing the services provey describing the services provided to you and a copy of any debt repaymenter your bankruptcy case is filed.	vided to me. You must file It plan developed through
☐ Un		the filing of my bankruptcy case, I received a briefing from a credit counseling administrator that outlined the opportunties for available credit counseling ar	
pei	ited States trustee or bankruptcy a rforming a related budget analysis,	the filing of my bankruptcy case, i received a briefing from a credit counseling administrator that outlined the opportunties for available credit counseling ar, and I have a certificate from the agency describing the services provided to bayment plan developed through the agency.	nd assisted me in

# Document Page 5 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Bankruptcy Docket #:

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

Date	ed: 01/12/2008 -	/s/ Linda Faye Troope Linda Faye Troope	<b>~</b>	Sign & Date Here
l cer	tify under penalty of perjury	that the information provided above is true and correc	:t.	
	<ol><li>The United States trustee or does not apply in this district.</li></ol>	bankruptcy administrator has determined that the credit counseling requi	rement of 1	1 U.S.C. § 109(h)
	Active military duty in a milit	ary combat zone.		
		S.C. § 109(h)(4) as physically impaired to the extent of being unable, afteng in person, by telephone, or through the Internet.);	er reasonab	le effort, to
		J.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficions with respect to financial responsibilities.);	ciency so as	to be incapable
	4. I am not required to receive a by a motion for determination by the co	a credit counseling briefing because of: [Check the applicable statement ourt.]	.] [Must be	accompanied
	credit counseling briefing within the fir provided the briefing, together with a deadline can be granted only for caus period. Failure to fulfill these requiren	easons stated in your motion, it will send you an order approving your request 30 days after you file your bankruptcy case and promptly file a certificatopy of any debt management plan developed through the agency. Any see and is limited to a maximum of 15 days. A motion for extension must be ments may result in dismissal of your case. If the court is not satisfied wit g a credit counseling briefing, your case may be dismissed.	ate from the extension of oe filed withi	agency that f the 30-day n the 30-day
	days from the time I made my reques	edit counseling services from an approved agency but was unable to obta st, and the following exigent circumstances merit a temporary waiver of the defendance [Must be accompanied by a motion for determination by the court.] [Su	ne credit cou	inseling requirement
	United States trustee or bankruptcy a performing a related budget analysis a copy of a certificate from the agenc the agency no later than 15 days after		g and assiste provided to n nent plan de	ed me in ne. You must file veloped through
	United States trustee or bankruptcy a performing a related budget analysis	the filing of my bankruptcy case, I received a briefing from a credit couns administrator that outlined the opportunties for available credit counseling , and I have a certificate from the agency describing the services provide payment plan developed through the agency.	and assiste	ed me in

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 6 of 43

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Bankruptcy Docket #:

Attorney for Debtor: Frank C. Hernandez

## DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

#### The compensation paid or promised by the Debtor(s), to the undersigned, is as follows: \$2,300 For legal services, Debtor(s) agrees to pay and I have agreed to accept \$2,300 Prior to the filing of this Statement, Debtor(s) has paid and I have received The Filing Fee has been paid. **Balance Due** \$0

The source of the compensation paid to me was:

I Other: (specify

The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: None.

- The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law 4. firm, any compensation paid or to be paid without the client's consent, except as follows: **None.**
- The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11. U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the **first scheduled** meeting of creditors.
- (d) Advice as required.
- By agreement with the debtor(s), the above-disclosed fee does not include the following service: Fee does **NOT** include missed court dates & amendments to schedules, contested matters, motions, objections to discharge or other matters except the first meeting of creditors.

#### CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

/s/ Frank C. Hernandez 02/22/2008 Dated:

> Attorney Name: Frank C. Hernandez LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH) 312.332.6354 (FAX)

> > Page 1 of 1 Form B203 (12/94)

Bar No: 10621034

# Document Page 7 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
1830 Hovland Court Evanston, IL 60201 (Debtor's Residence)	Fee Simple	J	\$ 285,000	\$ 283,994

Total Market Value of Real Property
(Report also on Summary of Schedules)

\$285,000.00

PFG Record # 319595

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	NONE	Description and Location of Property	C A H	Debtor's Propert Deduc	t Value of Interest in y, Without cting Any d Claim or
01. Cash on Hand	X				
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.		Checking account with Chase	J	\$	100
03. Security Deposits with public utilities, telephone companies, landlords and others.	X				
04. Household goods and furnishings, including audio, video, and computer equipment.		Household goods; TV, VCR, dvd,sofa, vacuum, table, chairs, lamps, entertainment center, bedroom sets, washer/dryer, stove, refrigerator, microwave,camcorder, computer, tools, exercise equipment, lawn mower, bbq grill	J	\$	3,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Books, Compact Discs, Tapes/Records, Family Pictures	J	\$	15
06. Wearing Apparel		Necessary wearing apparel.	J	\$	100
07. Furs and jewelry.		, , , , , , , , , , , , , , , , , , , ,			
08. Firearms and sports, photographic, and other hobby equipment.	X	Earrings, watch, costume jewelry	J	\$	200
			m BC	R (10/05)	Page 1 of 3

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

SCHEDULE B - PERSONAL PROPERTY						
Type of Property	N O N E	Description and Location of Property	H W J	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or		
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.						
10. Annuities. Itemize and name each issuer.	Х	Term Life Insurance - No Cash Surrender Value.	Н	None		
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X					
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars						
13. Stocks and interests in incorporated and		Pension w/ Employer/Former Employer - 100% Exempt.		\$ 15,000		
unincorporated businesses.	X					
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X					
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X					
16. Accounts receivable	X					
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X					
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X					
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X					
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X					
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X					
22. Patents, copyrights and other intellectual property. Give particulars.	X					
23. Licenses, franchises and other general intangibles.	X					
DEO D		 	m Del	R (10/05) Page 2 of 3		

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

SCH	ΙΕC	OULE B - PERSONAL PROPERTY		
Type of Property	N O N E	Description and Location of Property		Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X			
25. Autos, Truck, Trailers and other vehicles and accessories.		Regional Accept 2007 Pontiac grandprix (wife is the cosigner for son's car and she surrending her half interest)  2000 Ford XLT Truck	J	\$ 18,900 \$ 5,950
		1988 Harley Davidson Sportster	J	\$ 2,895
26. Boats, motors and accessories.	X			
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			
29. Machinery, fixtures, equipment, and supplie used in business.	X			
30. Inventory	X			
31. Animals		Family Pets/Animals-dog.	J	None
32. Crops-Growing or Harvested. Give particulars.	Х	, ,		
33. Farming equipment and implements.	Х			
34. Farm supplies, chemicals, and feed.	Х			
35. Other personal property of any kind not already listed. Itemize.	X			
		Total (Report also on Summary of Schedules)		\$46,160

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 11 of 43 UNITED STATES BANKRUPTCY COURT

## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Mitchell James Dubose and Linda Faye Troope, Debtors

SCHEDULE C - PROPERTY	CLA	AIMED EXEMPT
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property			
1830 Hovland Court Evanston, IL 60201 (Debtor's Residence)	735 ILCS 5/12-901	\$ 30,000	\$ 285,000
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.			
Checking account with Chase	735 ILCS 5/12-1001(b)	\$ 100	\$ 100
04. Household goods and furnishings, including audio, video, and computer equipment.			
Household goods; TV, VCR, dvd,sofa, vacuum, table, chairs lamps, entertainment center, bedroom sets, washer/dryer, stove, refrigerator, microwave,camcorder, computer, tools, exercise equipment, lawn mower, bbq grill	735 ILCS 5/12-1001(b)	\$ 3,000	\$ 3,000
05. Books, pictures and other art objects, antiques, stamp, coin,			
record, tape, compact disc, and other collections or collectibles.  Books, Compact Discs, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 15	\$ 15
06. Wearing Apparel			
Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 100	\$ 100
07. Furs and jewelry.			
Earrings, watch, costume jewelry	735 ILCS 5/12-1001(a),(e)	\$ 200	\$ 200
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars			
Pension w/ Employer/Former Employer - 100% Exempt.	735 ILCS 5/12-1006	\$ 15,000	\$ 15,000
25. Autos, Truck, Trailers and other vehicles and accessories.			
2000 Ford XLT Truck	735 ILCS 5/12-1001(c) 735 ILCS 5/12-1001(b)	\$ 2,400 \$ 3,550	\$ 5,950

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 12 of 43 UNITED STATES BANKRUPTCY COURT

## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez			
SCHEDULE C - PROPE	RTY CLAIMED EXEM	/IPT	
Debtor claims the exemptions to which debtor is entitled up (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)	nder: Check if debtor of that exceeds \$13		stead exemption
Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
1988 Harley Davidson Sportster	735 ILCS 5/12-1001(c) 735 ILCS 5/12-1001(b)	\$ 2,400 \$ 495	\$ 2,895

# Document Page 13 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D.

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	A N H	* Date Claim was Incured	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
1 Countrywide Bankruptcy Department PO BOX 650070 Dallas TX 75265 Acct No.: 154078859		J	Dates: 2006 Nature of Lien: Mortgage Market Value: \$ 285,000 Intention: Reaffirm 524 (c) *Description: 1830 Hovland Court Evanston, IL 60201 (Debtor's Residence)				\$ 226,994	\$ 0
2 Countrywide Bankruptcy Department PO BOX 650070 Dallas TX 75265 Acct No.: 155314054		J	Dates: 2006 Nature of Lien: Mortgage - Second Market Value: \$ 285,000 Intention: Reaffirm 524 (c) *Description: 1830 Hovland Court Evanston, IL 60201 (Debtor's Residence)				\$ 57,000	\$ 0
3 Regional Acceptance Corp. Bankruptcy Dept PO Box 1847 Wilson NC 27894 Acct No.: XXXXX7475	x	J	Dates: Nature of Lien: Lien on Vehicle - PMSI Market Value: \$ 18,900 Intention: Surrender *Description: Regional Accept 2007 Pontiac grandprix (wife is the cosigner for son's car and she surrending her half interest)				\$ 20,000	\$ 1,100

Total \$ 303,994

\$ 1,100

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Page 14 of 43 Document

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

**Creditor's Name and Mailing Address Including Zip and Account Number** (See Instructions Above)

W J С

\* Date Claim was Incured \* Nature of Lien \*Value of Property Subject to Lien \*Description of Property

Amount of Claim Without Deducting Value of

Unsecured Portion, If Any

(Report also on Summary of Schedules.)

(if applicatble, report also on Statistical Summary of Certain Liabilities and Related Data.)

Desc Main

## Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Document Page 15 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of t filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity o appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the cla is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts en to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer c who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 report this total also on the Statistical Summary of Certain Liabilities and Related Data

	· · · · · · · · · · · · · · · · · · ·
	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYP	ES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
ш	Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cess of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
ш	Deposits by individuals  Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, t were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
ш	Commitments to maintain the capital of insured depository institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
Ш	Claims for death or personal injury while debtor was intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

<sup>\*</sup> Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjus

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 16 of 43

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope / Debtors

Attorney for Debtor: Frank C. Hernandez

## SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

С	reditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	L M H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	 ount of Claim
1	Blair Catalog Attn: Bankruptcy Dept. PO Box 659707 San Antonio TX 78265 Acct #: 578098101416XXXX		Н	Dates: 2002 Reason: Credit Card or Credit Use				\$ 250
2	BP Amoco Bankruptcy Department PO Box 15325 Wilmington DE 19886 Acct #: 4227651027910560		w	Dates: 2005 Reason: Credit Card or Credit Use				\$ 2,800
3	Capital One Bankruptcy Dept. PO BOX 85520 Richmond VA 23285 Acct #: 5178052347548063		Н	Dates: 2007 Reason: Credit Card or Credit Use				\$ 800

## Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 17 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope / Debtors

	SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS								
Cr	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H W	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim	
4	Capital One Bankruptcy Dept. 1957 Westmoreland Road Richmond VA 23276 Acct #: 4388642061500909		Н	Dates: 2007 Reason: Credit Card or Credit Use				\$ 850	
5	Capital One Bankruptcy Dept. 1957 Westmoreland Road Richmond VA 23276 Acct #: 4862362508003996		Н	Dates: 2007 Reason: Credit Card or Credit Use				\$ 5,000	
6	Capital One Bankruptcy Department PO Box 60024 City Of Industry CA 91716 Acct #: 4862362579433890		W	Dates: 2003 Reason: Credit Card or Credit Use				\$ 6,000	
7	Capital One Bankruptcy Department PO Box 60024 City Of Industry CA 91716 Acct #: 4862362479531926		W	Dates: 2005 Reason: Credit Card or Credit Use				\$ 2,600	
8	Capital One Bankruptcy Department PO Box 60024 City Of Industry CA 91716 Acct #: 5291151647243870		W	Dates: 2006 Reason: Credit Card or Credit Use				\$ 1,200	
9	Capital One Bankruptcy Department PO Box 60024 City Of Industry CA 91716 Acct #: 4388641830022385		W	Dates: 2006 Reason: Credit Card or Credit Use				\$ 850	
10	Capital One Bankruptcy Department PO Box 60024 City Of Industry CA 91716 Acct #: 4155572068300451		W	Dates: 2006 Reason: Credit Card or Credit Use				\$ 800	

NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

## Document Page 18 of 43 UNITED STATES BANKRUPTCY COURT

In re

Mitchell James Dubose and Linda Faye Troope / Debtors

Attorney for Debtor: Frank C. Hernandez

# SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS reditor's Name, Mailing Address Including Zip Code and Account Number Date Claim Was Incurred and Consideration For Claim. Amount of Claim

Cr	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebto	C A M	Consideration For Claim. If Claim is Subject to Setoff, So State	Continge	Unliquida	Dispute	ount of claim
11	Carson Pirie Scott Attn: Bankruptcy Dept. PO box 17264 Baltimore MD 21297 Acct #: 22112040117303481		Н	Dates: 1994 Reason: Credit Card or Credit Use				\$ 850
12	CB&T Bankruptcy Department PO Box 105555 Atlanta GA 30348 Acct #: 4146856000323		Н	Dates: 1999 Reason: Credit Card or Credit Use				\$ 4,000
13	Chase Attn: Bankruptcy Dept. PO Box 15298 Wilmington DE 19850-5298 Acct #: 5401683024943992		Н	Dates: 2006 Reason: Credit Card or Credit Use				\$ 2,000
14	Citgo/Citibank Bankruptcy Department PO BOX 15687 Wilmington DE 19850 Acct #: 645527201801		Н	Dates: 1994 Reason: Credit Card or Credit Use				\$ 1,400
15	Direct Merchants Bank Bankruptcy Department PO Box 29468 Phoenix AZ 85038 Acct #: 5458002206042584		Н	Dates: 2005 Reason: Credit Card or Credit Use				\$ 5,000
16	Evanston Hospital Attn: Bankruptcy Department 23056 Network Place Chicago IL 60673 Acct #: 7475		J	Dates: 2005 Reason: Medical/Dental Services				\$ 560
17	Household Credit Services Bankruptcy Department PO Box 98706 Las Vegas NV 89193 Acct #: 5488975019933855		Н	Dates: 2001 Reason: Credit Card or Credit Use				\$ 3,000

Record # 319595

## Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 19 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Mitchell James Dubose and Linda Faye Troope / Debtors

Attorney for Debtor: Frank C. Hernandez

In re

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS								
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim	
18 Household Credit Services  Bankruptcy Department PO Box 98706 Las Vegas NV 89193  Acct #: 548875019933		Н	Dates: 2003 Reason: Credit Card or Credit Use				\$ 2,800	
19 Juniper Bank Bankruptcy Department 100 S. West St. Wilmington DE 19801 Acct #: 5140217997320536		Н	Dates: 2005 Reason: Credit Card or Credit Use				\$ 4,000	
20 Merrick Bank Bankruptcy Department PO Box 9201 Old Bethpage NY 11804 Acct #: 4120613074038750		Н	Dates: 2006 Reason: Credit Card or Credit Use				\$ 300	
21 New York & Company/WFNNB Bankruptcy Department PO Box 659728 San Antonio TX 78265 Acct #: 570288761		w	Dates: 2005 Reason: Credit Card or Credit Use				\$ 1,200	
22 Orchard Bank/Household Bank Bankruptcy Department PO Box 17051 Baltimore MD 21297-1051 Acct #: 46630470001922927		w	Dates: 2005 Reason: Credit Card or Credit Use				\$ 1,000	
23 Orchard Bank/Household Bank Bankruptcy Department PO Box 17051 Baltimore MD 21297-1051 Acct #: 5489550056309373		w	Dates: 2005 Reason: Credit Card or Credit Use				\$ 2,550	
24 Orchard Bank/HSBC Card Serv. Bankruptcy Department PO Box 8800 Baltimore MD 21288 Acct #: 548955005433052		Н	Dates: 2004 Reason: Credit Card or Credit Use				\$ 2,100	

# Document Page 20 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope / Debtors

Attorney for Debtor: Frank C. Hernandez

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS									
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim		
25 PHEAA-HELP Attn: Bankruptcy Dept. PO BOX 2461 Harrisburg PA 17052 Acct #: 241343257PA0XX		Н	Dates: 2006 Reason: Loan or Tuition for Education				\$ 16,000		
26 Radio Shack Bankrupcy Department 110 Lake Dr. Newark DE 19702 Acct #: 6035365002736158		Н	Dates: 1994 Reason: Credit Card or Credit Use				\$ 500		
27 Target National Bank Bankruptcy Dept. PO Box 59317 Minneapolis MN 55459 Acct #: 4352376734401748		w	Dates: 2006 Reason: Credit Card or Credit Use				\$ 1,350		

**Total Amount of Unsecured Claims** 

(Report also on Summary of Schedules)

\$ 69,760.00



# Document Page 21 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

[x] None

# Document Page 22 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by th debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any for spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initial and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. So 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no codebtors.

	Name and Address of CoDebtor	Name and Address of the Creditor
1	Marcus Dubose 1830 Hovland Court Evanston, IL 60202	Regional Acceptance Corp. Bankruptcy Dept PO Box 1847 Wilson NC 27894
		Account No. XXXXX7475



# UNITED STATES BARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Bankruptcy Docket #:

Attorney for Debtor: Frank C. Hernandez

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBTOR AND SPOUSE ~ RELATIONSHIP AND AGE									
Status: Married	Son age: 12, Grandchild age: 2, ,	,								
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT								
Occupation:	Production Technician	Receptionist								
Name of Employer:	GE Healthcare	Barbara Creations								
Years Employed	3 mos	1 yr								
Employer Address:	3350 Ridge Ave	8121 Central Park								
City, State, Zip	Arlington Heights, IL 60004	Skokie, IL 60076								

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE
Monthly Gross Wages, Salary, and commissions	\$ 2,990.43	\$ 2,333.35
(Prorate if not paid monthly.)  2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00
3. SUBTOTAL	\$ 2,990.43	\$ 2,333.35
4. LESS PAYROLL DEDUCTIONS		
a. Payroll Taxes and Social Security	\$ 474.83	\$ 348.51
b. Insurance	\$ 305.61	\$ 0.00
c. Union Dues	\$ 0.00	\$ 0.00
d. Other (Specify) Pension:	\$ 0.00	\$ 0.00
Voluntary 401 Contributions:	\$ 35.56	\$ 0.00
Child Support:	\$ 0.00	\$ 0.00
Life Insurance, Uniforrms, 401K Loan:	\$ 0.00	\$ 0.00
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 815.99	\$ 348.51
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 2,174.44	\$ 1,984.84
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00
8. Income from real property	\$ 0.00	\$ 0.00
9. Interest and dividends	\$ 0.00	\$ 0.00
10. Alimony, maintenance or support payments payable to the debtor	\$ 0.00	\$ 0.00
for the debtor's use or that of dependents listed above.  11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00
12. Pension or retirement income	\$ 0.00	\$ 0.00
13. Other monthly income	\$ 0.00	\$ 0.00
(Specify:) & & & Unemployment Income	\$ 0.00	\$ 0.00
14. SUBTOTAL OF LINES 7 THROUGH 13		
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 2,174.44	\$ 1,984.84
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 4,15	59.28
if there is only one debtor repeat total reported on line 15.)	Report also on Summary of Schedules and	d. if applicable, on Statistical Summary

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

Record #: 319595 Form B6I (10/06) Page 1 of 1

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

## UNITED SPATESTBARKREPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Bankruptcy Docket #: Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

SCHEDULE J - CURRENT EXPENSES OF INDIVIDUAL DEBTOR(S) Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. Check box if joint petition is filed & debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse". 1. Rent or home mortgage payment (include lot rented for mobile home) \$ 2,135.17 a. Real Estate taxes included? [] Yes [x] No b. Property insurance included? [] Yes [x] No 2. Utilities: a. Electricity and Heating Fuel \$ 128.00 b. Water, Sewer, Garbage \$ 22.00 c. Cellphone, Internet \$42.00 d. Other **Home Phone and Cable Television** \$ 105.00 3. Home Maintenance (repairs and upkeep) \$ 50.00 4. Food \$400.00 5. Clothing \$30.00 6. Laundry and Dry Cleaning \$ 42.00 \$60.00 7. Medical and Dental Expenses \$ 243.00 8. Transportation (not including car payments) Gas, Tolls/Parking, Fees/Licenses, Repair, Bus/Train 9. Recreation, Clubs and Entertainment, Newspapers, Magazines, etc. \$ 40.00 10. Charitable Contributions \$40.00 11. Insurance (not deducted from wages or included in home mortgage payments) \$65.43 a. Homeowner's or Renter's \$ 98.00 b. Life \$110.00 c. Health d. Auto \$ 106.00 e. Other \$-12. Taxes (not deducted from wages or included in home mortgage payments) \$ -Federal or State Tax Repayments, Real Estate Taxes 13. Installment Payments: (In Chapter 11, 12, and 13 cases, do not list payments to be included in plan) \$a. Auto \$ b. Reaffirmation Payments c. Other **Real Estate Taxes** \$252.00 \$252.00 14. Alimony, maintenance and support paid to others \$-15. Payments for support of additional dependents not living at your home \$-16. Regular expenses from operation of business, profession, or farm (attach detailed statement) Childcare & Pet 17. Other: Haircuts, Hygiene, Newspaper/Mags & Tuition, Books & Eyecare, Meds Postage/Banking Babysitting Care: GLS Repay: \$187.00 \$60.00 \$13.00 \$98.00 \$ -\$ 16.00 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and if applicable, on \$ 4,155.60 the Stastical of Summary of Certain Liabilities and Related Data. 19. Describe any increase/decrease in expenditures anticipated to occur within the year following the filing this document: None a. Average monthly income from Line 15 of Schedule I \$ 4,159.28 20. STATEMENT OF MONTHLY NET INCOME b. Average monthly expenses from Line 18 above \$4,155.60 c. Monthly net income (a. minus b.) \$3.69 d. Total amount to be paid into plan monthly

## Document Page 25 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None," If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE	
2008: \$4,504/mo 2007: \$33,129 2006: \$37,760	Employment	
Spouse		
AMOUNT	SOURCE	

## Document Page 26 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

	STATEMENT OF FINA	ANCIAL AFFAIRS	
Spouse			
AMOUNT	SOURCE		
2008: \$2,333/mo 2007: \$27,757 2006: \$31,057	Employment		
02. INCOME OTHER THAN FRO	M EMPLOYMENT OR OPERATION O	BUSINESS:	
the two years immediately preced spouse separately. (Married debte	wed by the debtor other than from emploiting the commencement of this case. Giors filing under chapter 12 or chapter 13 eparated and a joint petition is not filed.)	ve particulars. If a joint petition is a must state income for each spou	filed, state income for each
AMOUNT	SOURCE		
2008: \$0 2007: \$5,200 2006: \$5,200	Withdrawal from Retirement Fund		
Spouse			
AMOUNT	SOURCE		
2008: \$0	Unemployment		
2007: \$0			
2006: \$1,500			
03. PAYMENTS TO CREDITORS	S:		
Complete a. or b. as appropriate,	and c.		
services, and other debts to any of value of all property that constitute that were made to a creditor on an approved nonprofit budgeting a	OR(S) WITH PRIMARILY CONSUMER creditor made within 90 days immediate es or is affected by such transfer is not eccount of a domestic support obligation and creditor counseling agency. (Marrie es whether or not a joint petition is filed	y proceeding the commencement less than \$600.00. Indicate with a or as part of an alternative repayn ed debtors filing under chapter 12	of this case if the aggregate an asterisk (*) any payments ment schedule under a plan by or chapter 13 must include
Name and Address of Creditor	Dates of Payments	Amount Paid	Amount Still Owing

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 27 of 43

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## STATEMENT OF FINANCIAL AFFAIRS

03. PAYMENTS TO CREDITORS:

Complete a. or b. as appropriate, and c.

a. INDIVIDUAL OR JOINT DEBTOR(S) WITH PRIMARILY CONSUMER DEBTS: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately proceeding the commencement of this case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$600.00. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address	Dates of	Amount	Amount
of Creditor	Payments	Paid	Still Owing
Countrywide Mortgage PO BOX 650070 Dallas, TX 75265	Monthly	\$1,613	\$226,994
Countrywide PO BOX 650070 Dallas, TX 75265	Monthly	\$547.00	\$57,000



b. DEBTOR WHOSE DEBTS ARE NOT PRIMARILY CONSUMER DEBTS: List each payment or other transfer to any creditor made with 90 days immediately preceding the commencement of the case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$5,000 (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by each or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address	Dates of	Amount Paid or Value of	Amount
of Creditor	Payment/Transfers	Transfers	Still Owing

NONE

c. ALL DEBTORS: List all payments made within 1 year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments be either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

& Relationship to Debtor	of Payments	Transfers	Still Owing
Name & Address of Creditor	Dates	Amount Paid or Value of	Amount

NONE X

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CASE NUMBER	PROCEEDING	AND LOCATION	DISPOSITION
SUIT AND	OF	OF AGENCY	OF
CAPTION OF	NATURE	COURT	STATUS

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 28 of 43

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## STATEMENT OF FINANCIAL AFFAIRS

NONE

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF NATURE COURT
SUIT AND OF OF AGENCY
CASE NUMBER PROCEEDING AND LOCATION

NONE

04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person Date Description for Whose Benefit Property of and Value was Seized Seizure of Property

NONE

05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Date of Repossession, Foreclosure Description and Creditor or Seller Sale, Transfer or Return Value of Property

NONE

06. ASSIGNMENTS AND RECEIVERSHIPS:

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name andDateTerms ofAddress ofofAssignment orAssigneeAssignmentSettlement

**STATUS** 

OF DISPOSITION

## Document Page 29 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## STATEMENT OF FINANCIAL AFFAIRS

NONE

X

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one (1) year immediate	ły
preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information conc	erning
property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is	not filed.

Name and Address of Custodian Name & Location of Court Case Title & Number

Date of Order

Description and Value of Property

07. GIFTS:

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person or Organization

Relationship to Debtor, If Any

Date of Gift

Description and Value of Gift

St. Mary Chicago, IL None

Monthly

Tithe \$40.00

X

08. LOSSES:

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Value of Property

Description of Circumstances and. if Loss Was Covered in Whole or in Part by Insurance, Give Particulars Date of Loss

09. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY:

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one (1) year immediately preceding the commencement of this case.

Name and Address of Payee

Date of Payment, Name of Payer if Other Than Debtor Amount of Money or Description and Value of Property

2007

Payment/Value: \$2,500.00

Law Office of Peter Francis Geraci 55 E. Monroe Street #3400 Chicago, IL 60603

## Document UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## STATEMENT OF FINANCIAL AFFAIRS

09a. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY: List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within 1 year immediately preceding the commencement of this case.

Name and Address of Payee

Date of Payment, Name of Payer if Other Than Debtor

2008

Amount of Money or description and Value of Property

\$100.00

MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227

#### 10. OTHER TRANSFERS

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security with two (2) years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Transferee, Relationship to Debtor

Date

Describe Property Transferred and Value Received



10b. List all property transferred by the debtor within ten (10) years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

Name of Trust or other Device

Date(s) of Transfer(s) Amount and Date of Sale or Closing

NONE X

#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution

Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and Date of Sale or Closing

## Document UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

12. SAFE DEPOSIT BOXES:			
immediately preceding the co	r box or depository in which the debtor has or mmencement of this case. (Married debtors fil spouses whether or not a joint petition is filed,	ing under chapter 12 or chapte	er 13 must include boxes or
Name and Address of Bank or Other Depository	Names & Addresses of Those With Access to Box or depository	Description of Contents	Date of Transfer Surrender, if An
13. SETOFFS:			
	raditor including a bank against a dobt or don	osit of the debtor within 90 day	s preceding the commence
,	filing under chapter 12 or chapter 13 must incess the spouses are separated and a joint peti	lude information concerning eit	•
of this case. (Married debtors	filing under chapter 12 or chapter 13 must inc	lude information concerning eit	•
of this case. (Married debtors not a joint petition is filed, unle Name and Address of Creditor	filing under chapter 12 or chapter 13 must inc ess the spouses are separated and a joint peti Date	lude information concerning eit tion is not filed.) Amount	•
of this case. (Married debtors not a joint petition is filed, unle Name and Address of Creditor  14. LIST ALL PROPERTY HE	filing under chapter 12 or chapter 13 must inc ess the spouses are separated and a joint peti Date of Setoff	lude information concerning eit tion is not filed.) Amount	•
of this case. (Married debtors not a joint petition is filed, unle Name and Address of Creditor  14. LIST ALL PROPERTY HE	filing under chapter 12 or chapter 13 must includes the spouses are separated and a joint petion Date of Setoff  ELD FOR ANOTHER PERSON:	lude information concerning eit tion is not filed.) Amount	•
of this case. (Married debtors not a joint petition is filed, unle Name and Address of Creditor  14. LIST ALL PROPERTY HE List all property owned by and Name and Address	filing under chapter 12 or chapter 13 must includes the spouses are separated and a joint petion.  Date of Setoff  ELD FOR ANOTHER PERSON:  other person that the debtor holds or controls.  Description and Value of Property	lude information concerning elition is not filed.)  Amount of Setoff  Location	•

Occupancy

Used

Address

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 32 of 43

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## STATEMENT OF FINANCIAL AFFAIRS

NONE

16. SPOUSES and FORMER SPOUSES:

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight (8) years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

Name



#### 17. ENVIRONMENTAL INFORMATION:

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil surface water, ground water, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of the these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous material" means anything defined as a hazardous waste, hazardous or toxic substances, pollutant, or contaminant, etc. under environmental Law.

NONE

17a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

Site Name Name and Address Date Environmental and Address of Governmental Unit of Notice Law

NONE

17b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

Site Name Name and Address Date Environmental and Address of Governmental Unit of Notice Law

## Document Page 33 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

•		ts or orders, under any Environmenta mental unit that is or was a party to th	•
Name and Address of	Docket	Status of	
Governmental Unit	Number	Disposition	
18 NATURE, LOCATION AND NAM	ME OF BUSINESS		
ending dates of all businesses in whe partnership, sole proprietor, or was	nich the debtor was an officer, dire- self-employed in a trade, profession dement of this case, or in which the	entification numbers, nature of the buse ctor, partner, or managing executive of on, or other activity either full- or part- e debtor owned 5 percent or more of case.	of a corporation, partner in time within six (6) years
•	nich the debtor was a partner or ov	ntification numbers, nature of the busing of the voting of	
	namaa addraaaaa taynayaridan		
If the debtor is a corporation, list the ending dates of all businesses in wh (6) years immediately preceding the	nich the debtor was a partner or ov	ntification numbers, nature of the busing of the voting of	
ending dates of all businesses in what (6) years immediately preceding the Name & Last Four Digits of	nich the debtor was a partner or ov	vned 5 percent or more of the voting o	
ending dates of all businesses in where (6) years immediately preceding the	nich the debtor was a partner or ov	vned 5 percent or more of the voting of	or equity securities within s

Address

Name

## Document Page 34 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

**Attorney for Debtor: Frank C. Hernandez** 

## STATEMENT OF FINANCIAL AFFAIRS

		a corporation or partnership and by any individual debtor who is tof this case, any of the following: an officer, director, managing
		curities of a corporation; a partner, other than a limited partner, of
		, or other activity, either full- or part-time.
•	eceding the commencement of this ca	ement only if the debtor is or has been in business, as defined at se. A debtor who has not been in business within those six years
19. BOOKS, RECORDS AND	FINANCIAL STATEMENTS:	
List all bookkeepers and accou the keeping of books of accour	. , ,	diately preceding the filing of this bankruptcy case kept or supervi
Name	Dates Services	
and Address	Rendered	
	s who within two (2) years immediately red a financial statement of the debtor.	preceding the filing of this bankruptcy case have audited the boo
		preceding the filing of this bankruptcy case have audited the boo Dates Services Rendered
account and records, or prepar Name	red a financial statement of the debtor.  Address	Dates Services Rendered
account and records, or prepar . Name  19c. List all firms or individuals	red a financial statement of the debtor. Address	Dates Services Rendered  t of this case were in possession of the books of account and rec
account and records, or prepar . Name  19c. List all firms or individuals	Address who at the time of the commencement	Dates Services Rendered  t of this case were in possession of the books of account and rec
	Address  who at the time of the commencements of account and records are not available.	Dates Services Rendered  t of this case were in possession of the books of account and rec
Name  19c. List all firms or individuals of the debtor. If any of the book  Name  Name	Address  who at the time of the commencements of account and records are not available.  Address	Rendered  t of this case were in possession of the books of account and recable, explain.
Name  19c. List all firms or individuals of the debtor. If any of the book  Name  Name	Address  who at the time of the commencement of account and records are not available.  Address  Address	Dates Services Rendered  t of this case were in possession of the books of account and recable, explain.

## Document Page 35 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

STATEMENT OF FINANCIAL AFFAIRS				
20. INVENTORIES				
List the dates of the last to the dollar amount and bas	wo inventories taken of your property, the names of each inventory.	ne of the person who supervised the t	aking of each inventory,	
Date of	Inventory	Dollar Amount of Inventory (specify cost, market of other		
Inventory	Supervisor	basis)		
b. List the name and addr	ess of the person having possession of the re	cords of each of the inventories repor	ted in a., above.	
Date of Inventory	Name and Addresses of Custodian of Inventory Records			
	RS, OFFICERS, DIRECTORS AND SHAREH			
	RS, OFFICERS, DIRECTORS AND SHAREH ership, list nature and percentage of interest of Nature of Interest			
a. If the debtor is a partne  Name  and Address  21b. If the debtor is a corp	ership, list nature and percentage of interest of Nature	Percentage of Interest  Direction; and each stockholder who directions	ectly or indirectly owns,	
a. If the debtor is a partne  Name  and Address  21b. If the debtor is a corp	Nature of Interest  oration, list all officers & directors of the corporation.	Percentage of Interest  Direction; and each stockholder who directions	ectly or indirectly owns,	
a. If the debtor is a partner  Name and Address  21b. If the debtor is a corp controls, or holds 5% or n  Name and Address	Nature Oration, list all officers & directors of the corpore of the voting or equity securities of the co	Percentage of Interest  Oration; and each stockholder who dirroporation.  Nature and Percentage of Stock Ownership	ectly or indirectly owns,	
a. If the debtor is a partner  Name and Address  21b. If the debtor is a corr controls, or holds 5% or n  Name and Address	Nature Oration, list all officers & directors of the corpore of the voting or equity securities of the corpore of the voting or Title	Percentage of Interest  Diration; and each stockholder who direction.  Nature and Percentage of Stock Ownership  DIDERS:		

## Document Page 36 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

22b. If the debtor is a corporation immediately preceding the comm		ationship with the corporation terminated within one (1	) year
Name and Address	Title	Date of Termination	
23. WITHDRAWALS FROM A PA	ARTNERSHIP OR DISTRIBUTION BY	A COPORATION:	
		utions credited or given to an insider, including compe ner perquisite during one year immediately preceding t	
Name and Address of	Date and	Amount of Money or	
Recipient, Relationship to	Purpose of	Description and value of	
Debtor	Withdrawal	Property	
	the name and federal taxpayer identifi	cation number of the parent corporation of any consolic thin six (6) years immediately preceding the commenc	
Parent Corporation	Identification Number (EIN)		
25. PENSION FUNDS:	list the name and federal toyngyor ide	stification number of any pension fund to which the deb	
If the debtor is not an individual			ntor as an
If the debtor is not an individual, employer, has been responsible		s) years immediately preceding the commencement of	

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 37 of 43

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## STATEMENT OF FINANCIAL AFFAIRS

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 01/12/2008 /s/ Mitchell James Dubose

**Mitchell James Dubose** 

X Date & Sign

Dated: 01/12/2008

/s/ Linda Faye Troope

**Linda Faye Troope** 

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

#### Document Page 38 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope / Debtors

Attorney for Debtor: Frank C. Hernandez

### STATEMENT OF INTENTION

- Debtor(s) have filed a schedule of assets/liabilities including consumer debts secured by property of the estate.
- Debtor(s) intention with respects to their property of the estate which secures those consumer debts is as follows:
- Debtor(s) understand that 521(2)(B) of the Bankruptcy Code requires that the below stated intentions must be performed within 45 days of filing.

**Description of Property Creditor's Name** Intention PROPERTY TO BE RETAINED 1830 Hovland Court Evanston, IL 60201 (Debtor's Reaffirm 524 (c) Countrywide Bankruptcy Department Residence) PO BOX 650070 Dallas TX 75265 1830 Hovland Court Evanston, IL 60201 (Debtor's Reaffirm 524 (c) Countrywide Bankruptcy Department Residence) PO BOX 650070 Dallas TX 75265

## PROPERTY TO BE SURRENDERED

Regional Accept.- 2007 Pontiac grandprix (wife is the Regional Acceptance Corp. cosigner for son's car and she surrending her half Bankruptcy Dept interest)

PO Box 1847

Surrender

X Date & Sign

Wilson NC 27894

\*524(c): Debt will be reaffirmed pursuant to Sec. 524(c)

01/12/2008

Dated:

PFG Record #

\*722: Property is claimed as exempt and will be redeemed pursuant to Sec. 722

### I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

/s/ Mitchell James Dubose Dated: 01/12/2008

Mitchell James Dubose

/s/ Linda Faye Troope

X Date & Sign **Linda Faye Troope** 

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

# Document Page 39 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Attorney for Debtor: Frank C. Hernandez

## **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

	Attached		AMOUNTS SCHEDULED		
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other
SCHEDULE A - Real Property	Yes	1	\$285,000	\$-	\$-
SCHEDULE B - Personal Property	Yes	3	\$46,160	\$-	\$-
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$303,994	\$-
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$-	\$-
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$69,760	\$-
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$4,159
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$4,156
TOTALS			\$ 331,160 TOTAL ASSETS	\$ 373,754 TOTAL LIABILITIES	

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 40 of 43

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Mitchell James Dubose and Linda Faye Troope, Debtors

Bankruptcy Docket #:

Attorney for Debtor: Frank C. Hernandez

## STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159
Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 16,000.00
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 16,000

## State the following:

Average Income (from Schedule I, Line 16)	\$ 4,159.29
Average Expenses (from Schedule J, Line 18)	\$ 4,155.60
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 6,256.42

### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 1,100.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 69,760.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 70,860.00

# Document Page 41 of 43 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose and Linda Faye Troope, Debtors

Bankruptcy Docket #:

Attorney for Debtor: Frank C. Hernandez

### **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated:	01/12/2008	/s/ Mitchell James Dubose	X Date & Sign
		Mitchell James Dubose	
Dated:	01/12/2008	/s/ Linda Faye Troope	X Date & Sign
		Linda Faye Troope	

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

Case 08-04229 Doc 1 Filed 02/25/08 Entered 02/25/08 15:02:06 Desc Main Document Page 42 of 43

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Mitchell James Dubose, and Linda Faye Troope / Debtors

Attorney for Debtor: Frank C. Hernandez

## **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 01/12/2008 /s/ Mitchell James Dubose

**Mitchell James Dubose** 

X Date & Sign

Dated: 01/12/2008

319595

PFG Record #

/s/ Linda Faye Troope

**Linda Faye Troope** 

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

Mitchell James Dubose and Linda Faye Troope, Debtors

## NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S)

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

### 1. Services Available from Credit Counseling Agencies

In re

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> bankruptcy filing. Briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) must be provided by nonprofit budget & credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not

### Chapter 13: Repayment of All or Part of Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family farm or fishing operation.

### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

I (We), the debtor(s), affirm that I (we) have received and read this notice.

/s/ Mitchell James Dubose Sign & Date Dated: 01/12/2008 Here Mitchell James Dubose /s/ Linda Faye Troope 01/12/2008 Sign & Date Dated: **Linda Faye Troope** Here /s/ Frank C. Hernandez 02/22/2008 Dated: Attorney: Frank C. Hernandez Bar No: 10621034

PFG Record # 319595